

House Bill 164 on Second Reading

On motion of Senator Strauss, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

H. B. No. 164, A bill to be entitled "An Act authorizing the creation of a County-Wide Equalization Fund in certain counties; providing for an election for a tax to create the County-Wide Equalization Fund; providing for a distribution of the monies in the County-Wide Equalization Fund between the various school districts within the counties; providing for the use of said monies; providing for the printing and form of ballots; providing the qualifications of the voters in said elections; and declaring an emergency."

The bill was read second time.

Question—Shall the bill be passed to third reading?

Adjournment

On motion of Senator Knight, the Senate, at 1:45 o'clock p. m., adjourned until 10:30 o'clock a. m., Monday, March 24, 1947.

THIRTY-NINTH DAY

(Monday, March 24, 1947)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by Senator Morris.

The roll was called and the following Senators were present:

Carney
Morris

Adjournment

Senator Carney moved that the Senate adjourn until 10:30 o'clock a. m. tomorrow out of respect to the memory of Senator Lacy Stewart, who died on Saturday, March 22, 1947.

The motion prevailed.

The Senate, accordingly, at 10:35 o'clock a. m., adjourned until 10:30 o'clock a. m., tomorrow.

FORTIETH DAY

(Tuesday, March 25, 1947)

The Senate met at 10:30 o'clock

a. m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Morris
Brown	Parrish
Carney	Phillips
Chadick	Proffer
Cousins	Ramsey
Crawford	Stanford
Hardeman	Strauss
Harris	Taylor
Jones	Tynan
Kelley of Hidalgo	Vick
Knight	Winfield
Lane	York
Moffett	

Absent—Excused

Bullock	Mauritz
Hazlewood	Weinert
Kelly of Tarrant	

A quorum was announced present.

Reverend J. E. Chester, Chaplain, offered the invocation.

Leaves of Absence Granted

Senator Kelly of Tarrant was granted leave of absence for today on account of illness on motion of Senator Harris.

Senator Hazlewood was granted leave of absence for today on account of important business on motion of Senator Jones.

Senator Bullock was granted leave of absence for today on account of important business on motion of Senator Crawford.

Senator Weinert was granted leave of absence for today on account of illness on motion of Senator Ramsey.

Reports of Standing Committees

Senator Jones submitted the following reports:

Austin, Texas,
March 24, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Towns and City Corporations, to whom was referred H. B. 24, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

JONES, Chairman.

Austin, Texas,
March 24, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred House Bill No. 547, have had the same under consideration, and I am instructed to report it back to the Senate with recommendation that it do pass and be not printed.

JONES, Chairman.

Senate Bill 368 on First Reading

Senator Brown moved that the rules adopted pursuant to Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time a bill the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—25

Aikin	Morris
Brown	Parrish
Carney	Phillips
Chadick	Proffer
Cousins	Ramsey
Crawford	Stanford
Hardeman	Strauss
Harris	Taylor
Jones	Tynan
Kelley of Hidalgo	Vick
Knight	Winfield
Lane	York
Moffett	

Absent—Excused

Bullock	Mauritz
Hazlewood	Weinert
Kelly of Tarrant	

The following bill then was introduced, read first time and referred to the Committee on Finance.

By Senators Brown and Moffett:

S. B. No. 368, A bill to be entitled "An Act providing for the construction of a memorial shrine building at Temple, Texas, honoring the 36th Division of the United States Army; providing for a commission to aid and assist the Board of Control in preparing plans and in the construction of such building; making an appropriation for said purpose; and declaring an emergency."

Senate Bill 369 on First Reading

Senator Cousins moved that the

rules adopted pursuant to Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time a bill the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—25

Aikin	Morris
Brown	Parrish
Carney	Phillips
Chadick	Proffer
Cousins	Ramsey
Crawford	Stanford
Hardeman	Strauss
Harris	Taylor
Jones	Tynan
Kelley of Hidalgo	Vick
Knight	Winfield
Lane	York
Moffett	

Absent—Excused

Bullock	Mauritz
Hazlewood	Weinert
Kelly of Tarrant	

The following bill then was introduced, read first time and referred to the Committee on State Affairs.

S. B. No. 369, A bill to be entitled "An Act authorizing commissioners of drainage districts to join with any governmental agency, county or political subdivision, any city, town, or railroad company, or any other person, corporation, or association, in construction and maintaining drainage improvements and to pay their portion of the costs thereof; authorizing commissioners of drainage districts to purchase necessary supplies and equipment and operate same for the maintenance, enlargement, extension, or improvement of the drainage systems; providing where the costs of supplies and equipment do not exceed \$150.00 it is not necessary to take bids; providing the method of certifying the indebtedness incurred for payment; providing the procedure for advertising for bids when bids are taken and for accepting bids and awarding contracts by the drainage commissioners, and providing for contractor's bond; authorizing commissioners of drainage districts to make changes in, additions to, and improvements to the drainage systems; providing for payments therefor from maintenance funds; providing that nothing in this act shall be con-

strued as authorizing the levy of any tax in excess of the amount authorized by law for such purposes; authorizing commissioners of drainage districts to construct and maintain drainage improvements along or across any roads or streets with the consent and under the regulations to be prescribed by the commissioners' court or the governing body of the municipality; providing for the compensation of drainage commissioners upon application to the commissioners' court showing the necessity therefor and the manner of fixing such compensation by the commissioners' court, not to exceed \$150.00 in any one month; providing this act shall apply only to counties having a population in excess of 150,000 inhabitants and less than 350,000 inhabitants according to the latest preceding or any future Federal census; repealing all laws conflicting only to the extent of such conflict; providing this act shall be known as Art. 8161b; providing a saving clause; and declaring an emergency."

Senate Bill 370 on First Reading

Senator Carney moved that the rules adopted pursuant to Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time a bill the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—25

Aikin	Morris
Brown	Parrish
Carney	Phillips
Chadick	Proffer
Cousins	Ramsey
Crawford	Stanford
Hardeman	Strauss
Harris	Taylor
Jones	Tynan
Kelley of Hidalgo	Vick
Knight	Winfield
Lane	York
Moffett	

Absent—Excused

Bullock	Mauritz
Hazlewood	Weinert
Kelly of Tarrant	

The following bill then was introduced, read first time and referred to the Committee on State Affairs.

S. B. No. 370, A bill to be entitled "An Act amending Article 1645a-5, Vernon's Annotated Civil Statutes, as amended by Acts 1939, 46th Legislature, Spec. L., page 594, Section 1, as amended by Acts 1941, 47th Legislature, page 844, chapter 519, Section 1, providing for and fixing compensation for County Auditors in certain counties; and declaring an emergency."

Messages from the Governor

The following messages received from the Governor today were laid before the Senate, read and referred to the Committee on Nominations of the Governor:

Austin, Texas,
March 25, 1947.

To the Senate of the Fiftieth Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointment:

To be a member of the State Board of Public Welfare for a six year term to expire January 20, 1953:

Mrs. R. J. Turrentine of Denton, Denton County, Texas.

Respectfully submitted,
BEAUFORD H. JESTER,
Governor of Texas.

Austin, Texas,
March 24, 1947.

To the Senate of the Fiftieth Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

To be members of the Board of Directors of Texas Technological College for six year terms to expire February 19, 1953:

C. E. Weymouth of Amarillo, Potter County (reappointment)

Charles Wooldridge of Dallas, Dallas County (to succeed Karl Hoblitzelle, resigned)

Leon Ince of Houston, Harris County (to succeed John B. Collier)

Respectfully submitted,
BEAUFORD H. JESTER,
Governor of Texas.

Austin, Texas,
March 21, 1947.

To the Senate of the Fiftieth Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

To be a member of the Board of

Control to fill the unexpired term of Honorable Carlos Ashley, resigned, term to expire December 31, 1947:

T. B. Warden of Austin, Travis County.

Respectfully submitted,
BEAUFORD H. JESTER,
Governor of Texas.

Senate Resolution 61

(Extending Use of Senate Chamber to Chapter of Eastern Star)

Senator Stanford offered the following resolution:

Whereas, Austin Chapter No. 304 Order of Eastern Star, Travis Chapter No. 472, Creedmore Chapter No. 607, Capital Chapter No. 803, Martha Chapter No. 883, will hold their joint installation of officers in Austin, Texas, on May 31, 1947, at eight o'clock; and

Whereas, one of Austin's outstanding citizens, Hattie Lucille Dowell, Worthy Grand Matron of Texas Eastern Star, will have the very distinguished honor of installing the officers in said five herein before mentioned Chapters; and

Whereas, a large number of out-of-town citizens will be in Austin on said date for said ceremony; and

Whereas, it is desired by said Chapters Order of Eastern Star that they be permitted to use the Senate Chamber for the evening of May 30, 1947, also; and

Whereas, the Senate Chamber is a proper and suitable place for the holding of said ceremony; now, therefore, be it

Resolved, by the Senate of Texas that the use of the Senate Chamber be granted to the above mentioned Chapters Order of Eastern Star on the evenings of May 30, 1947, and May 31, 1947, for the purpose of rehearsing and holding their joint installation of officers, provided the Legislature has adjourned sine die.

The resolution was read and was adopted.

Bill and Resolution Signed

The President signed in the presence of the Senate, after giving due notice thereof, the following enrolled bill and resolution:

H. B. No. 726, A bill to be entitled "An Act applicable that city operating under special charter or home

rule Chartered which has amended Charter to authorize issuance of revenue bonds for the acquisition of the port of an international bridge situated within the United States and extending from such city across the Rio Grande; validating bonds authorized for such purpose payable from the revenues derived from tolls charged for the use of such bridge; declaring that when such bonds are approved by the Attorney General registered by the Comptroller of Public Accounts, sold and delivered, they shall constitute valid, binding and negotiable obligations payable only from the pledged revenues; empowering the governing body of any such city to authorize and issue additional bonds for repairing and improving such bridge not exceeding a limit herein specified; and declaring an emergency."

H. C. R. No. 62, Granting each House permission to adjourn Thursday, March 20, 1947, until Monday, March 24, 1947.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
March 25, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills and resolutions:

The House has adopted the Conference Committee Report on Senate Bill No. 39 by a vote of 129 ayes and 0 noes.

H. C. R. No. 60, Memorializing Congress to support farm prices.

H. C. R. No. 61, Designating the thirtieth (30th) day of May to be the Memorial Day for the State of Texas.

H. C. R. No. 63, Authorizing the Enrolling Clerk of the House of Representatives to make certain corrections in the House Bill No. 29.

H. B. No. 508, A bill to be entitled "An Act amending Chapter 53 of the General Laws of the Fortieth Legislature, First Called Session, so as to define the words 'refuse,' 'garbage,' 'rubbish,' 'junk and public highway'; and to make it the duty of the County or District Attorney in any

county in which a violation of the provisions of this act are threatened, to bring suit for injunction to prevent such violation; including savings and repealing clauses; and declaring an emergency."

H. B. No. 469, A bill to be entitled "An Act amending Article 3106, Revised Civil Statutes of Texas, 1925, to require that all county officials and district officials in counties in which such district is composed of only one county to be nominated by majority vote, unless all candidates agree otherwise; repealing all laws in conflict; and declaring an emergency."

H. B. No. 458, A bill to be entitled "An Act providing for the transfer of title to certain lands to the State Highway Commission consisting of three separate tracts or parcels across Nueces Bay and the Pass connecting Nueces Bay with Corpus Christi Bay in San Patricio and Nueces Counties, lying under, along and adjacent to the proposed Causeway and its Approaches on Highway U. S. 181.

H. B. No. 379, A bill to be entitled "An Act for the purpose of conserving the game and fish resources of the Territorial waters of the State of Texas by amending Article 934b-1, Penal Code of Texas; the same being Acts 1945, 49th Legislature, page 78, Chapter 55, Section 1, by providing certain changes, restrictions, and limitations; providing certain fees and licenses; defining authority; fixing venue; providing a penalty; a severance clause and declaring an emergency."

H. B. No. 285, A bill to be entitled "An Act amending Article 4141, Revised Civil Statutes of Texas as amended by the Acts of 1945, 49th Legislature, page 525, Chapter 316, Section 3; and declaring an emergency."

H. B. No. 380, A bill to be entitled "An Act for the purpose of conserving the game and fish resources of the inland salt waters and the Gulf Coast of Texas, by amending Section 1 of Article 952 1-11, Penal Code of Texas, the same being H. B. No. 820, Acts 1941, 47th Legislature, page 525, Chapter 322, so as to provide certain restrictions, regulations and exemption on the taking and

sale of shrimp; providing a penalty; providing a severance clause; and declaring an emergency."

H. B. No. 446, A bill to be entitled "An Act to amend Article 5490, Chapter 6, Title 90, and Article 6645, Chapter 3, Title 115, of the Revised Civil Statutes of the State of Texas by providing that chattel mortgages, deeds of trust and other instruments of writing intended to operate as a mortgage or lien upon railroad equipment and rolling stock, as well as written contracts for the condition sale, lease or hire of railroad equipment and rolling stock, shall be recorded in the office of the Secretary of State; repealing all laws conflicting herewith; and declaring an emergency."

H. B. No. 737, A bill to be entitled "An Act to amend Subdivision 6 of Article 199, Title 8, of the Revised Civil Statutes of Texas of 1925, as amended by Acts 1927, 40th Legislature, page 225, Chapter 154, Section 1; Acts 1931, 42nd Legislature, page 767, Chapter 306; and Acts 1943, 48th Legislature, page 357, Chapter 236, Section 1, so as to change the time and terms of holding the terms of the District Courts of Lamar and Fannin Counties, Texas, constituting the 6th Judicial District of Texas; validating and continuing all process issued or served before this Act takes effect, including recognizances and bonds making them returnable to the next term of the court in each of said counties and district as herein fixed validating the summoning of grand and petit juries under this Act; and declaring an emergency."

H. B. No. 129, A bill to be entitled "An Act to amend Article 6686 of the Revised Civil Statutes of 1925, as amended by Chapter 211, Acts of the Fortieth Legislature, 1927, amended by Chapter 158, Acts of the Forty-fifth Legislature, 1937, by adding a new subsection following section (d) to be known as Subsection '(d)-1,' to provide for the Highway Department to issue temporary license plates, for a period of thirty (30) days, to any person, firm, or corporation other than manufacturers and dealers, to drive any new vehicle from another State or County after having purchased same from a dealer in this State or from a dealer in an-

other State or County, and to establish a fee; providing a saving clause and repealing all laws in conflict herewith."

H. B. No. 207, A bill to be entitled "An Act to amend Subsection (b) of Section 49, House Bill No. 407, Acts of the Forty-sixth Legislature, 1939, to provide that no person shall alter, change, or erase any motor number, serial number or manufacturer's number of vehicles for the purpose of changing identification thereof and to further provide that no person shall stamp or place any motor number or serial number other than a State Highway Department assigned number on any vehicle; providing a penalty; providing a saving clause; repealing all laws or parts of laws in conflict herewith; and declaring an emergency."

H. B. No. 212, A bill to be entitled "An Act providing that in all counties having an assessed property valuation of from \$20,000,000.00 to \$25,000,000.00 for ad valorem tax purposes on the county tax rolls for the year 1946, salaries of First Assistant or Chief Deputy Tax Assessor-Collector may be fixed by order of the Commissioners' Court of said counties at not to exceed Three Thousand Six Hundred Dollars per annum, payable in equal monthly installments, repealing all laws in conflict herewith; and declaring an emergency."

H. B. No. 322, A bill to be entitled "An Act appropriating the sum of One Hundred and Sixty Dollars (\$160.00), or so much hereof as may be necessary to satisfy, according to the terms thereof, the judgment rendered against the State of Texas in favor of John V. Dowdy in Cause No. 700 in the Justice Court, Precinct Number 1, Henderson County, Texas, said judgment being a final judgment; and declaring an emergency."

H. B. No. 286, A bill to be entitled "An Act to amend Section 1 and Section 2, of House Bill 407, Chapter 4, Acts of the Forty-sixth Legislature, Regular Session, 1939, as amended by Section 1, of House Bill No. 205, Chapter 187, Acts of the Forty-seventh Legislature, Regular Session, 1941; providing for the inclusion of trailers and semi-trailers in the Certificate of Title Act, adding two (2)

new Sections to be known as Section 2a and Section 2b; defining the terms 'Trailers' and 'Semi-trailer' respectively; authorizing the Department to assign serial numbers for trailers and semi-trailers; providing a saving clause; and providing a repealing clause."

H. B. No. 328, A bill to be entitled "An Act amending Section 2, Senate Bill No. 167, Chapter 361, Acts of the Forty-ninth Legislature; Regular Session, 1945, relating to the tax levy for school districts receiving aid under Senate Bill No. 167, providing that certain rates shall be levied; and declaring an emergency."

H. B. No. 346, A bill to be entitled "An Act to validate the acts of governing bodies of all cities and towns in this State having a population of not more than twelve hundred (1200) according to the last Federal Census in levying taxes, making assessments and valuations of property for city tax purposes; validating all budget hearings and rates of taxes set; approving all notices and orders issued in connection with the assessment, levying and collecting of taxes; and declaring an emergency."

H. B. No. 353, A bill to be entitled "An Act to amend Sections 1 and 9 of Senate Bill No. 270, Acts, Regular Session, Forty-sixth Legislature, as amended by Chapter 87, Acts, Regular Session, Forty-eighth Legislature and Chapter 207, Acts Regular Session, Forty-ninth Legislature to extend the time of existence of the Special 9th District Court of Montgomery, Polk, San Jacinto and Trinity Counties; to provide for continuous terms; and declaring an emergency."

H. B. No. 355, A bill to be entitled "An Act to appropriate the sum of Twenty-five Hundred (\$2500.00) Dollars and interest thereon from March 20, 1946, to pay the judgment in favor of H. A. Piercy against the State of Texas; and declaring an emergency."

H. B. No. 371, A bill to be entitled "An Act to amend Section 4 of Chapter 1, Title: Attorneys, House Bill 74, page 64, Acts Regular Session Forty-sixth legislature (1939), known as the State Bar Act, so as to empower the Supreme Court to prescribe fees not exceeding Eight Dol-

lars (\$8) per annum per person to be paid to the Clerk of the Court and to be expended by the Court or under its direction for the purpose of the administration of the State Bar Act, provided that such fee shall not exceed Four Dollars (\$4.00) per annum per person during the first five years after being licensed to practice law, not counting the time any licensed attorney shall have served in the military forces of the United States, proof of such military service to be made in such manner as the Court may prescribe; providing that all laws or parts of laws in conflict with this Act are hereby repealed, but further providing that this shall not affect a repeal of, or in anywise impair, any existing rule adopted by the State Bar and promulgated by the Supreme Court or liability for dues prescribed by the Supreme Court before the effective date of this Act; and declaring an emergency."

H. B. No. 414, A bill to be entitled "An Act to amend Article 5780, Revised Civil Statutes of Texas, 1925; and declaring an emergency."

H. B. No. 451, A bill to be entitled "An Act amending Chapter 5, Acts of the Thitry-ninth Legislature, Regular Session, 1925, as amended by Chapter 139, Acts of the Forty-ninth Legislature, Regular Session, 1945, so as to grant to Navigation Districts the right, power and authority to acquire, own and lease lands; providing for the development of waterways and ports within said districts by the development and promotion of industries on said lands; providing the acquisition of said lands and the development of industries to be a public purpose; providing that this act shall be cumulative of all other acts in force as to Navigation Districts affected hereby; prescribing the validity of any provision of this Act not specifically held to be unconstitutional and declaring an emergency."

H. B. No. 100, A bill to be entitled "An Act amending Article 3943, as amended by Acts 1927, 40th Leg., p. 341, ch. 230; Acts 1931, 42nd Leg., p. 833, ch. 346, par. 1; Acts 1937 45th Leg., p. 501, ch. 252, par. 1; Acts 1941, 47th Leg., p. 527, ch. 323, par. 1, providing for a maximum of salary or commission for any County Treasurer; providing for authority by the Commissioners' Court to al-

low an assistant or clerk for any County Terasurer; providing for the maximum salary that may be paid said assistants or clerk, if allowed; providing the time and manner of payment of said salaries or commissions; providing that all laws in conflict with this act are repealed; and declaring an emergency."

H. B. No. 471, A bill to be entitled "An Act creating the Josey School of Vocational Education to be under the direction of the President of Sam Houston State Teachers College, prescribing a course of study therefor, placing said school under the direction of the Board of Regents of the Texas State Teachers Colleges and defining the powers of said Board in connection therewith; providing a rate of tuition, authorizing the issuance of certain scholarship; and declaring an emergency."

H. B. No. 466, A bill to be entitled "An Act authorizing and regulating the holding of elections to revoke and cancel bonds voted and executed by any city or town and unsold for a period of ten or more years; and declaring an emergency."

H. B. No. 536, A bill to be entitled "An Act giving the State Board of Control the authority to cancel certain orders for supplies; and declaring an emergency."

Respectfully submitted,

CLARENCE JONES,
Chief Clerk, House of Representatives.

Date for Concert By A Cappella Choir of Bryan, Texas

On motion of Senator York, and by unanimous consent, the date for the concert by the A Cappella Choir of Bryan, Texas, originally set for 11:00 o'clock a. m. today, was postponed to Tuesday, April 1, at 11:00 o'clock a. m.

House Bills on First Reading

The following bills received from the House today were laid before the Senate, read first time, and referred to the committees indicated:

H. B. No. 379, to Committee on Game and Fish.

H. B. No. 380, to Committee on Game and Fish.

House Bill 24 on Second Reading

Senator Kelley of Hidalgo moved

that the regular order of business be suspended, and that the Senate Rule requiring committee reports to lie over one day be suspended, to place House Bill No. 24 on its second reading and passage to third reading.

The motion prevailed by the following vote:

Yeas—25

Aikin	Morris
Brown	Parrish
Carney	Phillips
Chadick	Proffer
Cousins	Ramsey
Crawford	Stanford
Hardeman	Strauss
Harris	Taylor
Jones	Tynan
Kelley of Hidalgo	Vick
Knight	Winfield
Lane	York
Moffett	

Absent—Excused

Bullock	Mauritz
Hazlewood	Weinert
Kelly of Tarrant	

The President then laid before the Senate, on its second reading and passage to third reading:

H. B. No. 24, A bill to be entitled "An Act amending Chapter 103, Acts of the Regular Session of the 47th Legislature entitled 'An Act authorizing eligible cities as defined herein to issue refunding bonds; providing method of paying and securing such bonds; enacting other provisions relating to the subject and other provisions relating to the issuance and payment of such bonds; authorizing proceedings under the municipal bankruptcy act; making this act cumulative of other laws, providing that it shall take precedence over other laws, general or special, and all charter provisions in conflict or inconsistent herewith; and declaring an emergency'; providing for the issuance of revenue bonds for extensions, repairs and improvements of the utility systems of such cities; authorizing the refunding of any bonds issued under this law as amended; providing the method and manner of issuing such revenue bonds and securing and enforcing their payment; validating proceedings and elections heretofore had by such cities undertaking to issue such revenue bonds; making this law cumulative but to take precedence over conflicting or

inconsistent charter provisions and laws; enacting other provisions relating to the subject; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 24 on Third Reading

Senator Kelley of Hidalgo moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 24 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Morris
Brown	Parrish
Carney	Phillips
Chadick	Proffer
Cousins	Ramsey
Crawford	Stanford
Hardeman	Strauss
Harris	Taylor
Jones	Tynan
Kelley of Hidalgo	Vick
Knight	Winfield
Lane	York
Moffett	

Absent—Excused

Bullock	Mauritz
Hazlewood	Weinert
Kelly of Tarrant	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25

Aikin	Morris
Brown	Parrish
Carney	Phillips
Chadick	Proffer
Cousins	Ramsey
Crawford	Stanford
Hardeman	Strauss
Harris	Taylor
Jones	Tynan
Kelley of Hidalgo	Vick
Knight	Winfield
Lane	York
Moffett	

Absent—Excused

Bullock	Mauritz
Hazlewood	Weinert
Kelly of Tarrant	

Reports of Standing Committees

By unanimous consent, the following reports were submitted at this time:

Austin, Texas,
March 25, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred House Bill No. 379, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be mimeographed.

CARNEY, Chairman.

Austin, Texas,
March 25, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred House Bill No. 380, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be mimeographed.

CARNEY, Chairman.

Austin, Texas,
March 24, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Education, to whom was referred Senate Bill No. 304, have had same under consideration and I am instructed to report it back to the Senate with the recommendation that it do not pass, but Committee Substitute for Senate Bill No. 304, attached hereto, do pass in lieu thereof and be mimeographed.

BULLOCK, Chairman.

C. S. S. B. No. 304 was read first time.

Joint Session

(Address by Honorable Paul Griffith)

At 11:30 o'clock a. m., the President announced the hour heretofore fixed by joint action of the two Houses to meet in Joint Session to hear an address by Honorable Paul Griffith, National Commander of the American Legion, and requested the Senate to repair to the Hall of the House of Representatives.

The Senate was announced at the Hall of the House and was duly admitted.

The Presiding Officer of the Senate (Senator Moffett in the Chair), on invitation of the Speaker, occupied a seat at the Speaker's desk.

Honorable Paul Griffith, accompanied by Governor Beauford H. Jester and Mr. Bertram Geisecke, was announced at the bar of the House and escorted to the Speaker's rostrum by Senators Moffett, Crawford, Harris, Hardeman and Kelley of Hidalgo, on the part of the Senate, and Representatives Senterfit, Nokes, Walker, Cox and Kilgore, on the part of the House.

The presence of a quorum of each House was duly ascertained and announced by the Presiding Officer of the Senate and the Speaker of the House.

The Speaker presented Governor Beauford H. Jester, who introduced Honorable Paul Griffith to the Joint Session.

Mr. Griffith then addressed the Joint Session.

At 12:05 o'clock p. m., the Presiding Officer of the Senate announced the business of the Joint Session concluded, and requested the Senate to retire to its Chamber.

In the Senate

The President called the Senate to order at 12:10 o'clock p. m.

House Bill 379 on Second Reading

Senator Phillips moved to suspend the constitutional rule requiring bills to be read on three several days, and that House Bill No. 379 be placed on its second reading and passage to third reading, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Morris
Brown	Parrish
Carney	Phillips
Chadick	Proffer
Cousins	Ramsey
Crawford	Stanford
Hardeman	Strauss
Harris	Taylor
Jones	Tynan
Kelley of Hidalgo	Vick
Knight	Winfield
Lane	York
Moffett	

Absent—Excused

Bullock	Mauritz
Hazlewood	Weinert
Kelly of Tarrant	

The President then laid before the Senate, on its second reading and passage to third reading:

H. B. No. 379, A bill to be entitled "An Act for the purpose of conserving the game and fish resources of the Territorial waters of the State of Texas by amending Article 934b-1, Penal Code of Texas; the same being Acts 1945, 49th Legislature, page 78, Chapter 55, Section 1, by providing certain changes, restrictions, and limitations; providing certain fees and licenses; defining authority; fixing venue; providing a penalty; a severance clause and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 379 on Third Reading

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25

Aikin	Morris
Brown	Parrish
Carney	Phillips
Chadick	Proffer
Cousins	Ramsey
Crawford	Stanford
Hardeman	Strauss
Harris	Taylor
Jones	Tynan
Kelley of Hidalgo	Vick
Knight	Winfield
Lane	York
Moffett	

Absent—Excused

Bullock	Mauritz
Hazlewood	Weinert
Kelly of Tarrant	

House Bill 380 on Second Reading

Senator Phillips moved to suspend the constitutional rule requiring bills to be read on three several days, and that House Bill No. 380 be placed on its second reading and passage to third reading, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Morris
Brown	Parrish
Carney	Proffer
Chadick	Phillips
Cousins	Ramsey
Crawford	Stanford
Hardeman	Strauss
Harris	Taylor
Jones	Tynan
Kelley of Hidalgo	Vick
Knight	Winfield
Lane	York
Moffett	

Absent—Excused

Bullock	Mauritz
Hazlewood	Weinert
Kelly of Tarrant	

The President then laid before the Senate on its second reading and passage to third reading:

H. B. No. 380, A bill to be entitled "An Act for the purpose of conserving the game and fish resources of the inland salt waters and the Gulf Coast of Texas, by amending Section 1 of Article 952 1-11, Penal Code of Texas, the same being H. B. No. 820, Acts 1941, 47th Legislature, page 525, Chapter 322, so as to provide certain restrictions, regulations and exemptions on the taking and sale of shrimp; providing a penalty; providing a severance clause; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 380 on Third Reading

The President then laid House Bill No. 380 before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25

Aikin	Morris
Brown	Parrish
Carney	Phillips
Chadick	Proffer
Cousins	Ramsey
Crawford	Stanford
Hardeman	Strauss
Harris	Taylor
Jones	Tynan
Kelley of Hidalgo	Vick
Knight	Winfield
Lane	York
Moffett	

Absent—Excused

Bullock	Mauritz
Hazlewood	Weinert
Kelly of Tarrant	

House Bill 24 on Final Passage

Senator Kelley of Hidalgo moved to reconsider the vote by which House Bill No. 24 was passed.

The motion to reconsider prevailed by the following vote:

Yeas—25

Aikin	Morris
Brown	Parrish
Carney	Phillips
Chadick	Proffer
Cousins	Ramsey
Crawford	Stanford
Hardeman	Strauss
Harris	Taylor
Jones	Tynan
Kelley of Hidalgo	Vick
Knight	Winfield
Lane	York
Moffett	

Absent—Excused

Bullock	Mauritz
Hazlewood	Weinert
Kelly of Tarrant	

The President then laid the bill before the Senate on its final passage.

Question—Shall the bill be passed?

Senator Kelley of Hidalgo offered the following amendment to the bill:

Amend H. B. No. 24 by striking out first paragraph of Sec. 1 and insert in lieu thereof the following:

Section 1. That Chapter 103, Act of the Regular Session of the Forty-seventh Legislature be amended by adding a new section to be designated Section 5 in said Act immediately following Section 4, to be read as follows:

The amendment was adopted by the following vote:

Yeas—25

Aikin	Kelley of Hidalgo
Brown	Knight
Carney	Lane
Chadick	Moffett
Cousins	Morris
Crawford	Parrish
Hardeman	Phillips
Harris	Proffer
Jones	Ramsey

Stanford	Vick
Strauss	Winfield
Taylor	York
Tynan	

Absent—Excused

Bullock	Mauritz
Hazlewood	Weinert
Kelly of Tarrant	

The President then laid the bill before the Senate on its final passage. The bill was passed by the following vote:

Yeas—25

Aikin	Morris
Brown	Parrish
Carney	Phillips
Chadick	Proffer
Cousins	Ramsey
Crawford	Stanford
Hardeman	Strauss
Harris	Taylor
Jones	Tynan
Kelley of Hidalgo	Vick
Knight	Winfield
Lane	York
Moffett	

Absent—Excused

Bullock	Mauritz
Hazlewood	Weinert
Kelly of Tarrant	

House Concurrent Resolution 63

The President laid before the Senate for consideration at this time:

H. C. R. No. 63, Authorizing the enrolling clerk to make certain corrections in House Bill No. 29.

The resolution was read second time.

On motion of Senator Harris, and by unanimous consent, the resolution was considered immediately and was adopted.

House Bills and Resolutions on First Reading

The following bills and resolutions received from the House today were laid before the Senate, read first time, and referred to the committees indicated:

H. B. No. 508, to Committee on Highways and Motor Traffic.

H. B. No. 469, to Committee on Privileges and Elections.

H. B. No. 458, to Committee on Highways and Motor Traffic.

H. B. No. 285, to Committee on Civil Jurisprudence.
 H. B. No. 446, to Committee on Civil Jurisprudence.
 H. B. No. 471, to Committee on Education.
 H. B. No. 466, to Committee on Towns and City Corporations.
 H. B. No. 536, to Committee on State Affairs.
 H. B. No. 100, to Committee on Counties and County Boundaries.
 H. B. No. 129, to Committee on Highways and Motor Traffic.
 H. B. No. 207, to Committee on Highways and Motor Traffic.
 H. B. No. 212, to Committee on Counties and County Boundaries.
 H. B. No. 322, to Committee on Public Debts, Claims and Accounts.
 H. B. No. 286, to Committee on Highways and Motor Traffic.
 H. B. No. 328, to Committee on Education.
 H. B. No. 346, to Committee on Towns and City Corporations.
 H. B. No. 353, to Committee on Judicial Districts.
 H. B. No. 355, to Committee on Public Debts, Claims and Accounts.
 H. B. No. 371, to Committee on Civil Jurisprudence.
 H. B. No. 414, to Committee on Military Affairs.
 H. B. No. 737, to Committee on Civil Jurisprudence.
 H. B. No. 451, to Committee on State Affairs.
 H. C. R. No. 61, to Committee on Military Affairs.
 H. C. R. No. 60, to Committee on Federal Relations.
 H. C. R. No. 57, to Committee on State Affairs.
 H. C. R. No. 53, to Committee on Veterans' Affairs.

Appointment of Special Committee

Pursuant to Senate Resolution No.

38, the President announced the appointment of the following committee to prepare the calendar for a session to consider local and uncontested bills:

Senators Chadick, Hardeman, Harris, Lane and Tynan.

Adjournment

Senator Knight moved that the Senate adjourn until 12:00 o'clock m., tomorrow.

Senator Morris moved that the Senate recess to 2:30 o'clock p. m., today.

Question first recurring on the motion by Senator Knight, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—13

Brown	Proffer
Carney	Ramsey
Chadick	Stanford
Hardeman	Taylor
Harris	Tynan
Kelley of Hidalgo	Vick
Knight	

Nays—6

Aikin	Moffett
Jones	Morris
Lane	Phillips

Absent

Cousins	Strauss
Crawford	Winfield
Parrish	York

Absent—Excused

Bullock	Mauritz
Hazlewood	Weinert
Kelly of Tarrant	

The Senate, accordingly, at 12:50 o'clock p. m., adjourned until 12:00 o'clock m., tomorrow.

In Memory of
Volney W. Taylor

Senator Kelley of Hidalgo offered the following resolution:

(Senate Resolution 60)

Whereas, On March 8, 1947, Almighty God, in His infinite wisdom, called from this earth the spirit of Volney W. Taylor, prominent attorney, Jurist and Civil Leader of Brownsville, Texas, and

Whereas, Volney W. Taylor was born on a ranch near Bertram in Burnet County, on August 20, 1884, was a life long resident of Texas and a loving and devoted husband and father; and

Whereas, Volney W. Taylor was a prominent athlete and a graduate of the University of Texas Law School of the class of 1911; served as County Attorney of Jim Wells County in 1913, was appointed Judge of the 79th Judicial District in 1914, being one of the youngest District Judges in Texas ever to serve on the bench up to that time, which office he continued to hold with a great deal of honor and distinction until 1920 when he voluntarily withdrew from the bench to resume the private practice of the law at Brownsville, where he resided until his death; and

Whereas, Volney W. Taylor was an outstanding attorney of unusual prominence and ability; was well known and highly respected throughout the State and enjoyed an enviable reputation in his profession, and was a man of great personal charm; and

Whereas, Volney W. Taylor was a man of strong character and interested in many public affairs; was a member of the Baptist Church, a 32nd Degree Mason and a member of the Shrine; and

Whereas, Volney W. Taylor's happy faculty of drawing loyalty and affection from those around him and with whom he was associated, brought him an enriched life; he valued the loyalty of his friends and associates and the realization of that loyalty brought him some of his greatest pleasures; his vast number of friends included people in the common walks of life and many of the State's and Nation's notables; and

Whereas, In his untimely passing, the State of Texas and particularly the Rio Grande Valley, has suffered the loss of a highly esteemed, able and useful citizen; and

Whereas, Volney W. Taylor is survived by his wife, Ethel Cook Taylor, who is well known through her State and National activities in Federated Women's Club work; his two daughters, Josephine and Marzell of Brownsville; and a brother, Q. C. Taylor, a prominent attorney of Austin; his only son, Volney W. Taylor, Jr., was killed in combat in World War II when the Aircraft Carrier Franklin was bombed off the coast of Japan; and

Whereas, It is the desire of the Senate of Texas to recognize and pay tribute to the service and useful life of this outstanding citizen and Texan, and express sympathy to the surviving members of his family; therefore be it

Resolved, By the Senate of Texas, that the passing of Volney W. Taylor is a distinct and severe loss to the entire State; that we express to the members of his family our deepest sympathy and sincere regret; and that a copy of this resolution be sent to each member of his family; and be it further

Resolved, That when the Senate stands adjourned today, it do so in respect to, and in memory of, Volney W. Taylor.

The resolution was read.

The resolution was adopted unanimously.

In Memory of
George Bannerman Dealey

The President laid before the Senate, and directed the Secretary to read the following resolution:

By Mr. Crosthwait, Mr. Hanna, Mr. Parkhouse, Mr. Blankenship and Mr. Mangum:

H. C. R. No. 54, In Memory of George Bannerman Dealey.

Whereas, On February 26, 1946, a time about midway of the ending of the Forty-ninth Legislature and the beginning of this one, George Bannerman Dealey died at his home in Dallas, at the patriarchal age of eighty-four years. By the people of Dallas, who knew him well, and part of those living outside Dallas, who only knew of him, he was acclaimed the First Citizen of Texas. There are not many who, knowing the man and his works, would challenge his title to that accolade.

Mr. Dealey was not a native of this State, nor of this country. He was born in England, in the City of Manchester. He came to this country while yet a boy, a stranger among aliens. With nothing to help him but two arms, a sturdy body, intelligence, an upright character, which distinguished itself in after years, and an indomitable energy which no disappointment could discourage, he was, when death came to him, the head and heart of the Dallas Morning News, which he made known throughout the land as the exemplar of the highest ideals of journalism.

To recount the qualities which made Mr. Dealey one of the most eminent citizens of the State, notwithstanding it was not his fortune to work under the panoply of war nor of public office, would call for more space than is available here. It must suffice to say, that although born under another flag, there was no native of Texas who was prouder of Texas nor more devoted to it than he. Word and deed testified to this, but, as was his wont, more deed than word. This love for it was spread evenly, so that it embraced every community in the State, far and near, except that Galveston and Dallas had the preference which was their due, because one of them was the home of his boyhood and young manhood, and the other of his most fruitful years.

There has been no success in journalism in Texas comparable to that which Mr. Dealey achieved. Of course it was due primarily to the fact that, through all strains and stresses, he held fast to a code of ethics which a fine sense of responsibility imposed upon him. But, in no small part, it is to be ascribed to an exceptionally serene mind which enabled him to put in true perspective every question which called for his decision. Mr. Dealey could be neither stampeded nor flustered by man or circumstances.

One of the passions of his life was his desire to be instrumental in having gathered and verified all the unlost scraps of Texas history and legend; so that they would be at the hand of the man capable of telling worthily the epic of Texas, of whose coming he

(Continued on Next Page)

did not doubt. To this end, he urged, with unremitting zeal, the organization of a historical society in every county of the State, like unto the splendid one in Dallas County which was born so largely of his ambition and energy. His objectives were two: to quicken the pride of Texans in their State, and to lay up a store of now un-gathered material against the day when there would come the man capable of using it fitly.

Mr. Dealey was unstinting with his time and substance in aid of all efforts which promised to forward the moral and material welfare of the State and of Dallas. It is not exaggerative to say that no man who lived before him in Texas had a livelier sense of civic obligation than he, and it survived long after his waning strength claimed exemption from the labor which it entailed.

The known instance of his personal acts of benevolence and of his self-prompted responses to the call of distress made a multitude. If they were exceeded in number, it was by those which he succeeded in concealing. For to him his benefactions were the proper secrets of his private life; and it was only the hope that the knowledge of them would exert an emulative force which overcome his repugnance to their publication. It was no ostentatious modesty that he practiced, but spontaneous prompting of his humility, which was native to the man and which grew with his success in life.

By the employees of the News who came to be counted by the hundred, he was not only respected by all of them but loved by most of them. Probably the affection which was felt for him was inspired by the paternal-like solicitude which he felt for their welfare, manifested by many cases of unsought help to those who were overtaken by misfortune.

For the reasons given, therefore, and as it is the Legislature's custom to celebrate the lives of men who have afforded a noble example to the youth of the State, therefore, be it

Resolved by the House of Representatives of the Fiftieth Legislature of Texas, the Senate concurring, that it express its sense of the calamitous loss it suffered when death took this great and good man; and be it further

Resolved, That this resolution be spread on the Journal of the House, and that a copy of it be sent by its Chief Clerk to his sorrowing widow.

Signed—Allan Shivers, Lieutenant Governor; Senators Aikin, Brown, Bullock, Carney, Chadick, Cousins, Crawford, Hardeman, Harris, Hazlewood, Jones, Kelley of Hidalgo, Kelly of Tarrant, Knight, Lane, Mauritz, Moffett, Morris, Parrish, Phillips, Proffer, Ramsey, Stanford, Stewart, Strauss, Taylor, Tynan, Vick, Weinert, Winfield, York.

The resolution was read.

On motion of Senator Harris, the names of the Lieutenant Governor and all Members of the Senate were added to the resolution as signers thereof.

The resolution was adopted by a rising vote of the Senate.

In Memory of
Mr. James Lands

The President laid before the Senate and directed the Secretary to read the following resolution:

By Mr. Berry and Mr. Jones of Hunt.

H. C. R. No. 56, In Memory of Mr. James Lands.

Whereas, God in His Infinite Wisdom did on the eighth day of March, 1947, call from his earthly home Mr. James Lands of Commerce, Hunt County, Texas, and did leave a vacancy in the hearts of many; and

Whereas, He is survived by his widow, Mrs. Maggie Lands of Commerce, one daughter, Mrs. Laura Jolly, Commerce; five sons, Charlie Lands, Floyd Lands, and Marvin Lands, all of Commerce; Escar Lands, Bakersfield, California; Roy Lands, Midland; 23 grandchildren, 23 great grandchildren, and 3 great great grandchildren; and

Whereas, James Lands was born June 3, 1954, in Spartanburg, South Carolina. He moved to Texas 59 years ago and settled at Whitwright for eight years, and moved to his present home, where he was a successful farmer, and was extremely active in this work until he was 80 years old. He was always interested in the community he resided in, and actively supported the schools, churches, and everything that would better his community. He served for many years on the school boards, and as a deacon in the Methodist church, which for many years he has consistently supported and attended; and

Whereas, He fought as vigorously for the things he believed in as he fought against those that he felt were harmful. For 75 consecutive years he had voted in every election. In ill health during the last year, he often expressed his desire to live to see his country victorious and his grandsons home again; and

Whereas, He was one of the oldest settlers in his section of the country, and was known and loved by many; now, therefore, be it

Resolved, By the House of Representatives of the State of Texas, the Senate concurring, that we express to the bereaved family and many friends our sorrow over the passing of this beloved citizen; and be it further

Resolved, That copies of this resolution be sent to members of the family.

The resolution was read and was adopted by a rising vote of the Senate.